

UNITED STATES DISTRICT COURT

UNITED STATES

District of

MASSACHUSETTS

CLERK'S OFFICE

VENTANA MEDICAL SYSTEMS, INC.

SUMMONS IN A CIVIL CASE

v.

VISION BIOSYSTEMS, INC.

CASE NUMBER:

05-10614 GAO

TO: (Name and address of Defendant)

Vision BioSystems, Inc.
700 Longwater Drive
Norwell, MA 02061

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

Brian L. Michaelis, Esquire
Brown Rudnick Berlack Israels LLP
One Financial Center
Boston, Ma 02111

an answer to the complaint which is herewith served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

SARAH A. THORNTON



CLERK

(By) DEPUTY CLERK

RETURN OF SERVICE

Service of the Summons and complaint was made by me ⁽¹⁾	DATE 4/29/05
NAME OF SERVER (PRINT) James J. Murray	TITLE Process Server

Check one box below to indicate appropriate method of service

Served personally upon the third-party defendant. Place where served: _____

Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.
Name of person with whom the summons and complaint were left: _____

Returned unexecuted: _____

Other (specify): By serving said copies in hand upon David Gomes as Treasurer of the defendant Vision Biosystems, Inc at 700 Longwater Drive, Norwell, MA.

STATEMENT OF SERVICE FEES

TRAVEL	SERVICES	TOTAL

DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on 4/29/05
Date



6 Beacon Street, Suite 825

Address of Server
Boston, MA 02108

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.